

## Message Text

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ORIGIN EB-07

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COME-00 INR-07 LAB-04 NSAE-00 EPG-02 SP-02 STR-04  
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STR - MSMITH  
COMMERCE - RSHEPHERD  
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DESIRED DISTRIBUTION  
ST COMMERCE, LABOR, EUR/EE  
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P R 142258Z MAY 77  
FM SECSTATE WASHDC  
TO AMEMBASSY BUCHAREST PRIORITY  
INFO USMISSION GENEVA

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GENEVA FOR PHELAN

E.O. 11652:N/A

TAGS: ETRD, RO

SUBJECT: US/ROMANIAN TEXTILE AGREEMENT.

1. FOLLOWING DRAFT AGREEMENT WAS PRESENTED TO ROMANIAN  
EMBASSY THIS AFTERNOON. COMMENTS ON AGREEMENT FOLLOW  
SEPTEL. PLEASE FORWARD DRAFT TEXT TO APPROPRIATE GOR  
OFFICIALS.

2. TEXT OF DRAFT AGREEMENT FOLLOWS:  
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QUOTE: EXCELLENCY:  
I REFER TO THE ARRANGEMENT REGARDING INTERNATIONAL  
TRADE IN TEXTILES, DONE AT GENEVA ON DECEMBER 20, 1973,  
HEREINAFTER REFERRED TO AS THE ARRANGEMENT. I ALSO REFER  
TO RECENT DISCUSSIONS BETWEEN REPRESENTATIVES OF OUR  
TWO GOVERNMENTS CONCERNING EXPORTS OF MAN-MADE FIBER  
AND WOOL TEXTILES, EXCLUDING YARN, FROM ROMANIA TO THE  
UNITED STATES. AS A RESULT OF THOSE DISCUSSIONS, AND  
IN CONFORMITY WITH ARTICLES FOUR AND SIX OF THE  
ARRANGEMENT, I WISH TO PROPOSE THE FOLLOWING AGREEMENT

RELATING TO TRADE IN WOOL AND MAN-MADE FIBER TEXTILES,  
EXCLUDING YARN, BETWEEN ROMANIA AND THE UNITED STATES.

1. THE TERM OF THIS AGREEMENT SHALL BE FROM  
JANUARY 1, 1977 THROUGH DECEMBER 31, 1980. DURING  
SUCH TERM, THE GOVERNMENT OF THE SOCIALIST REPUBLIC  
OF ROMANIA SHALL LIMIT EXPORTS FROM ROMANIA TO THE  
UNITED STATES OF AMERICA TO THE ANNUAL LEVELS  
SPECIFIED IN THE FOLLOWING PARAGRAPHS:

2. A) NON-APPAREL TEXTILE PRODUCTS (CATEGORIES 104  
THROUGH 110, 126, 128, 131, 132, 206-213, AND 241-243)  
AS A GROUP ARE SUBJECT TO A DESIGNATED CONSULTATION  
LEVEL OF 10 MILLION SQUARE YARDS EQUIVALENT.

B) WITHIN THE DESIGNATED CONSULTATION LEVEL  
FOR THE NON-APPAREL GROUP, EXPORTS IN INDIVIDUAL  
CATEGORIES SHALL BE SUBJECT TO INDIVIDUAL  
CONSULTATION LEVELS OF 1,000,000 SQUARE YARDS  
EQUIVALENT FOR EACH MAN-MADE FIBER TEXTILE CATEGORY  
AND 100,000 SQUARE YARDS EQUIVALENT FOR EACH WOOL  
TEXTILE CATEGORY.

C) PURSUANT TO CONSULTATIONS BETWEEN THE TWO  
GOVERNMENTS REGARDING THE CATEGORIES LISTED BELOW,  
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ROMANIA MAY EXCEED THE MINIMUM STANDARD CONSULTATION  
LEVELS FOR THE FIRST AGREEMENT YEAR ONLY BY THE  
AMOUNTS INDICATED:

CATEGORY	AMOUNT
206	1,000,000
207	1,000,000
208	1,000,000
209	3,000,000
242	1,000,000

3. A) APPAREL TEXTILE PRODUCTS (CATEGORIES 111-125  
AND 214-240) AS A GROUP ARE SUBJECT TO A SPECIFIC  
LIMIT OF 22 MILLION SQUARE YARDS EQUIVALENT.

B) WITHIN THE SPECIFIC LIMIT FOR THE APPAREL GROUP,  
CATEGORIES SHALL BE SUBJECT TO INDIVIDUAL SPECIFIC  
LIMITS OR CONSULTATION LEVELS. FOR CATEGORIES NOT LISTED  
IN (C) OR (D) OF THIS PARAGRAPH, THE ANNUAL CONSUL-  
TATION LEVELS SHALL BE 700,000 SYE FOR EACH MAN-  
MADE FIBER APPAREL CATEGORY AND 100,000 SYE FOR EACH  
WOOL APPAREL CATEGORY.

C) THE FOLLOWING CATEGORIES SHALL HAVE DESIGNATED

## ANNUAL CONSULTATION LEVELS AS INDICATED:

CATEGORY	DESIGNATED ANNUAL CONSULTATION
-----	LEVEL (SYE)

224 PT (OTHER-EXCLUDING SUITS AND SUIT-TYPE COATS)	2,500,000
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229/224 PT. (SUIT-TYPE COATS)	1,500,000
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121	200,000
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122	350,000
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D) CATEGORIES 120, 218/219/224 PT. (KNIT TOPS), 221 AND 237 WILL BE SUBJECT TO SPECIFIC LIMITS. THE FIRST YEAR LEVEL FOR CATEGORY 218/219/224 PT. (KNIT TOPS) WILL BE 2,500,000 SYE. THE LEVELS FOR EACH AGREEMENT YEAR FOR CATEGORIES 120, 221, AND 237, INCLUDE THE ADJUSTMENTS AUTHORIZED UNDER PARAGRAPH 4 AND 5, AND ARE AS SHOWN IN SUBPARAGRAPH (E).

E) SPECIFIC LIMITS FOR CATEGORIES 120, 221, AND 237 AS ADJUSTED:

CATEGORY	1ST	2ND	3RD	4TH
---	AGREEMENT	AGREEMENT	AGREEMENT	AGREEMENT
---	YEAR	YEAR	YEAR	YEAR
120	87,150	88,022	88,902	89,791
---	UNITS	UNITS	UNITS	UNITS
221	7,000,000	5,500,000	5,500,000	5,500,000
---	SYE	SYE	SYE	SYE
237	221,490	236,994	253,584	271,335
---	UNITS	UNITS	UNITS	UNITS

4. SPECIFIC LIMITS SHALL BE INCREASED IN EACH OF THE SECOND, THIRD AND FOURTH AGREEMENTS YEARS BY 7 PERCENT, EXCEPT THAT SPECIFIC LIMITS FOR WOOL CATEGORIES SHALL BE INCREASED BY 1 PERCENT.

5. WITHIN THE GROUP LIMIT EACH SPECIFIC MAN-MADE FIBER LIMIT MAY BE EXCEEDED BY 7 PERCENT OF SUCH LIMIT IN ANY AGREEMENT YEAR AND EACH SPECIFIC WOOL LIMIT MAY BE EXCEEDED BY 5 PERCENT (INTER-CATEGORY FLEXIBILITY). THE ABOVE PERCENTAGE FIGURES SHALL BE CALCULATED WITHOUT REGARD TO THE ADJUSTMENTS LIMITED OFFICIAL USE LIMITED OFFICIAL USE

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PROVIDED FOR UNDER PARAGRAPH 6 BELOW.

6. A) IN ANY AGREEMENT YEAR, EXPORTS MAY EXCEED ANY SPECIFIC LIMIT BY A MAXIMUM OF 11 PERCENT BY ALLOCATING TO THE LIMIT FOR THAT YEAR AN UNUSED PORTION OF THE SPECIFIC LIMIT FOR THE PREVIOUS AGREEMENT YEAR (CARRYOVER) OR A PORTION OF THE SPECIFIC LIMIT FOR THE SUCCEEDING AGREEMENT YEAR (CARRY FORWARD), EXCEPT THAT CARRYOVER SHALL NOT BE AVAILABLE IN THE FIRST AGREEMENT YEAR.

(I) CARRYOVER MAY BE UTILIZED AS AVAILABLE UP TO 11 PERCENT OF THE RECEIVING YEAR'S SPECIFIC LIMIT.

(II) CARRY FORWARD MAY BE UTILIZED UP TO 6 PERCENT OF THE RECEIVING YEAR'S SPECIFIC LIMIT AND CHARGED AGAINST THE NEXT YEAR'S SPECIFIC LIMIT.

(III) THE COMBINATION OF CARRYOVER AND CARRY FORWARD MAY NOT EXCEED 11 PERCENT OF THE RECEIVING YEAR'S SPECIFIC LIMIT IN ANY AGREEMENT YEAR.

B) FOR PURPOSES OF THIS AGREEMENT A SHORTFALL OCCURS WHEN EXPORTS FROM THE SOCIALIST REPUBLIC OF ROMANIA TO THE UNITED STATES OF AMERICA DURING AN AGREEMENT YEAR ARE BELOW THE SPECIFIC LIMITS IN THIS AGREEMENT. THE CARRYOVER SHALL NOT EXCEED THE AMOUNT OF SUCH SHORTFALLS.

C) CARRYOVER AND CARRY FORWARD SHALL NOT BE USED TO EXCEED ANY CONSULTATION LEVEL EXCEPT IN ACCORDANCE WITH THE CONSULTATION PROCEDURES OF PARAGRAPH 7, HEREOF.

D) THE LIMITS REFERRED TO IN SUBPARAGRAPHS (A) AND (B) OF THIS PARAGRAPH ARE WITHOUT ANY LIMITED OFFICIAL USE  
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ADJUSTMENTS UNDER PARAGRAPH 5.

7. IN THE EVENT THE GOVERNMENT OF THE SOCIALIST REPUBLIC OF ROMANIA WISHES TO EXPORT TO THE UNITED STATES OF AMERICA TEXTILE PRODUCTS IN EXCESS OF THE APPLICABLE CONSULTATION LEVELS, THE GOVERNMENT OF THE SOCIALIST REPUBLIC OF ROMANIA SHALL FIRST REQUEST THE HIGHER LEVELS AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA SHALL CONSIDER THE REQUEST SYMPATHETICALLY AND SHALL RESPOND PROMPTLY. IF,

BECAUSE OF PROBLEMS OF MARKET DISRUPTION IN THE

UNITED STATES OF AMERICA IN A CATEGORY SUBJECT TO SUCH REQUEST, THE UNITED STATES OF AMERICA IS UNABLE TO COMPLY FULLY THE GOVERNMENT OF THE UNITED STATES OF AMERICA WILL SO INFORM THE GOVERNMENT OF THE SOCIALIST REPUBLIC OF ROMANIA AND WILL SUPPLY INFORMATION WHICH FORMS THE BASIS OF THE POSITION TAKEN BY THE UNITED STATES OF AMERICA. IF BECAUSE OF MARKET PROBLEMS IN THE NON-APPAREL GROUP, THE UNITED STATES OF AMERICA IS UNABLE TO COMPLY WITH A REQUEST FOR AN INCREASE IN THE CONSULTATION LEVEL FOR THAT GROUP THE GOVERNMENT OF THE UNITED STATES OF AMERICA WILL SO INFORM THE GOVERNMENT OF ROMANIA. THE GOVERNMENT OF THE UNITED STATES OF AMERICA WILL CONSULT PROMPTLY WITH THE GOVERNMENT OF THE SOCIALIST REPUBLIC OF ROMANIA TO ARRIVE AT A MUTUALLY SATISFACTORY SOLUTION. UNTIL A MUTUALLY SATISFACTORY SOLUTION IS REACHED, SHIPMENTS SHALL NOT EXCEED THE EXISTING CATEGORY AND GROUP CONSULTATION LEVELS.

8. IN ACCORDANCE WITH ARTICLE 12, PARAGRAPH 3, OF THE ARRANGEMENT AND SUBJECT TO THE ESTABLISHMENT OF A MUTUALLY AGREED UPON CERTIFICATION SYSTEM EXPORTS FROM THE SOCIALIST REPUBLIC OF ROMANIA TO THE LIMITED OFFICIAL USE  
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UNITED STATES OF AMERICA OF HANDLOOM FABRICS OF THE COTTAGE INDUSTRY OF ROMANIA, OR HANDMADE COTTAGE INDUSTRY PRODUCTS OF SUCH HANDLOOM FABRICS, OR AGREED TRADITIONAL FOLKLORE TEXTILE PRODUCTS SHALL NOT BE SUBJECT TO THE PROVISIONS OF THIS AGREEMENT.

9. THE GOVERNMENT OF THE SOCIALIST REPUBLIC OF ROMANIA SHALL USE ITS BEST EFFORTS TO SPACE EXPORTS FROM ROMANIA TO THE UNITED STATES WITHIN EACH CATEGORY EVENLY THROUGHOUT THE AGREEMENT YEAR, TAKING INTO CONSIDERATION NORMAL SEASONAL FACTORS. EXPORTS FROM ROMANIA IN EXCESS OF AUTHORIZED LEVELS FOR EACH AGREEMENT YEAR WILL, IF ALLOWED ENTRY INTO THE UNITED STATES, BE CHARGED TO THE APPLICABLE LEVEL FOR THE SUCCEEDING AGREEMENT YEAR.

10. THE GOVERNMENT OF THE UNITED STATES OF AMERICA SHALL PROMPTLY SUPPLY THE GOVERNMENT OF THE SOCIALIST REPUBLIC OF ROMANIA WITH DATA ON

MONTHLY IMPORTS OF WOOL AND MAN-MADE FIBER

TEXTILES, EXCLUDING YARN FROM ROMANIA; AND THE GOVERNMENT OF THE SOCIALIST REPUBLIC OF ROMANIA SHALL PROMPTLY SUPPLY THE GOVERNMENT OF THE UNITED STATES OF AMERICA WITH QUARTERLY DATA ON EXPORTS OF WOOL AND MAN-MADE FIBER TEXTILES, EXCLUDING YARN, TO THE UNITED STATES. EACH GOVERNMENT AGREES TO SUPPLY PROMPTLY ANY OTHER PERTINENT AND READILY AVAILABLE STATISTICAL DATA REQUESTED BY THE OTHER GOVERNMENT.

11. A) IN IMPLEMENTING THIS AGREEMENT, THE SYSTEM OF CATEGORIES AND THE RATES OF CONVERSION INTO SQUARE YARDS EQUIVALENT LISTED IN THE ANNEX LIMITED OFFICIAL USE  
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HERETO SHALL APPLY, BOTH PARTIES UNDERSTANDING THAT ANY REVISION BY THE UNITED STATES OF ITS CATEGORY SYSTEM WILL REQUIRE APPROPRIATE ADJUSTMENTS TO THIS ANNEX.

B) PIECE GOODS, MADE-UP ARTICLES, GARMENTS, AND OTHER TEXTILE MANUFACTURED PRODUCTS (BEING PRODUCTS WHICH DERIVE THEIR CHIEF CHARACTERISTICS FROM THEIR TEXTILE COMPONENTS) OF COTTON, WOOL AND MAN-MADE FIBER, OR BLENDS THEREOF IN WHICH ANY OR ALL OF THOSE FIBERS IN COMBINATION REPRESENT EITHER THE CHIEF VALUE OF THE FIBERS OR 50 PERCENT OR MORE BY WEIGHT (OR 17 PERCENT OR MORE BY WEIGHT OF WOOL) OF THE PRODUCT, ARE SUBJECT TO THIS AGREEMENT.

C) TEXTILE PRODUCTS ARE SUBJECT TO THIS AGREEMENT, IF WHOLLY OR IN CHIEF VALUE OF MAN-MADE FIBER OR WOOL, AND, IF WHOLLY OR OF CHIEF VALUE COTTON, TEXTILE PRODUCTS ARE SUBJECT TO THE COTTON TEXTILE AGREEMENT OF JUNE 2, 1975.  
ALL OTHER PRODUCTS DESCRIBED IN SUBPARAGRAPH (B) OF THIS PARAGRAPH SHALL BE CLASSIFIED AS FOLLOWS:

(I) COTTON TEXTILES ARE SUBJECT TO THE COTTON TEXTILE AGREEMENT IF CONTAINING 50 PERCENT OR MORE BY WEIGHT OF COTTON, OR IF THE COTTON COMPONENT EXCEEDS BY WEIGHT THE WOOL AND/OR THE MAN-MADE FIBER COMPONENT.

(II) WOOL TEXTILES IF NOT COTTON, AND THE WOOL EQUALS OR EXCEEDS 17 PERCENT BY WEIGHT OF ALL COMPONENT FIBERS.

(III) MAN-MADE FIBER TEXTILES IF NEITHER OF THE FOREGOING APPLIES.

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12. THE GOVERNMENT OF THE SOCIALIST REPUBLIC OF ROMANIA  
AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA  
AGREE TO CONSULT ON ANY QUESTION ARISING IN THE  
IMPLEMENTATION OF THIS AGREEMENT.

13. MUTUALLY SATISFACTORY ADMINISTRATIVE ARRANGEMENTS  
OR ADJUSTMENTS MAY BE MADE TO RESOLVE MINOR PROBLEMS  
ARISING IN THE IMPLEMENTATION OF THIS  
AGREEMENT, INCLUDING DIFFERENCES IN POINTS OF  
PROCEDURE OR OPERATION.

14. IF THE GOVERNMENT OF THE SOCIALIST REPUBLIC OF  
ROMANIA CONSIDERS THAT, AS A RESULT OF LIMITATIONS  
SPECIFIED IN THIS AGREEMENT, ROMANIA IS BEING  
PLACED IN AN INEQUITABLE POSITION VIS-A-VIS A THIRD  
COUNTRY, THE GOVERNMENT OF THE SOCIALIST REPUBLIC  
OF ROMANIA MAY REQUEST CONSULTATIONS WITH THE  
GOVERNMENT OF THE UNITED STATES OF AMERICA WITH  
A VIEW TO TAKING APPROPRIATE REMEDIAL ACTION SUCH  
AS REASONABLE MODIFICATION OF THIS AGREEMENT.

15. FOR THE DURATION OF THIS AGREEMENT, THE GOVERNMENT  
OF THE UNITED STATES OF AMERICA SHALL NOT INVOKE  
THE PROCEDURES OF ARTICLE 3 OF THE ARRANGEMENT TO  
REQUEST RESTRAINT ON MAN-MADE FIBER AND WOOL  
TEXTILES, EXCLUDING YARN, FROM ROMANIA TO THE  
UNITED STATES.

16. THE GOVERNMENT OF THE UNITED STATES OF AMERICA  
MAY ASSIST THE GOVERNMENT OF THE SOCIALIST  
REPUBLIC OF ROMANIA IN IMPLEMENTING THE LIMITATION  
PROVISIONS OF THIS AGREEMENT BY CONTROLLING IMPORTS  
OF TEXTILES EXPORTED FROM ROMANIA TO THE LEVELS AS  
SPECIFIED IN THE AGREEMENT.

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17. EITHER GOVERNMENT MAY TERMINATE THIS AGREEMENT  
EFFECTIVE AT THE END OF ANY AGREEMENT YEAR BY  
WRITTEN NOTICE TO THE OTHER GOVERNMENT TO BE  
GIVEN AT LEAST 90 DAYS PRIOR TO THE END OF SUCH  
AGREEMENT YEAR. EITHER GOVERNMENT MAY AT ANY  
TIME PROPOSE REVISIONS IN THE TERMS OF THIS  
AGREEMENT.

IF THE FOREGOING PROPOSAL IS ACCEPTABLE TO THE

GOVERNMENT OF THE SOCIALIST REPUBLIC OF ROMANIA, THIS  
NOTE AND YOUR NOTE OF CONFIRMATION ON BEHALF OF THE  
GOVERNMENT OF THE SOCIALIST REPUBLIC OF ROMANIA SHALL  
CONSTITUTE AN AGREEMENT BETWEEN THE GOVERNMENT OF THE  
SOCIALIST REPUBLIC OF ROMANIA AND THE GOVERNMENT OF  
THE UNITED STATES OF AMERICA.

ACCEPT, EXCELLENCY, THE RENEWED ASSURANCES OF MY  
HIGHEST CONSIDERATION. UNQUOTE. CHRISTOPHER

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## Message Attributes

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